

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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SANDY J. BATTISTA,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No.
	)	05-11456-DPW
LOUIS S. SPENCER,	)	
MICHAEL CORSINI, in their official capacities;	)	
	)	
Defendants.	)	
	)	
	)	
	)	
	)	

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**PLAINTIFF'S MOTION FOR AWARD OF  
ATTORNEYS' FEES AND BILL OF COSTS**

Pursuant to 42 U.S.C. § 1988, 28 U.S.C. § 1920, and Rule 54(d)(2), Plaintiff Sandy J. Battista (“Plaintiff”) respectfully moves this honorable Court to award her counsel, McDermott Will & Emery LLP (“McDermott”), its attorneys’ fees and costs in the above captioned civil action. Plaintiff prevailed at trial and on appeal on its substantive claims brought under the Eighth and Fourteenth Amendments. Under 42 U.S.C. § 1988, 28 U.S.C. § 1920, and Rule 54(d)(2), McDermott, as counsel for the prevailing plaintiff, is entitled to reasonable attorneys’ fees and costs. Plaintiff seeks the following fees and costs:

<b>FEES</b>	
ATTORNEY TIME	\$748,168.75
<b>COSTS</b>	
EXPERT EXPENSES	\$ 28,947.10
TELEPHONE CHARGES	\$356.56
SUBPOENA COSTS	\$1,478.20

DEPOSITION COSTS/ COURT TRANSCRIPTION	\$ 30,750.06
TRAVEL CHARGES	\$ 1,155.66
PACER/ECF FILING	\$1,352.88
TOTAL COSTS	\$ 64,040.46

In support of its Motion, Plaintiff relies on the accompanying Memorandum and Affidavit of Neal E. Minahan, Esq.

WHEREFORE Plaintiff requests that its Motion for Attorneys' Fee be allowed and that Defendant pay McDermott a total of \$812,209.21 in attorneys' fees and costs, plus post-judgment interest.

Respectfully submitted,

SANDY J. BATTISTA

By her attorneys,

/s/ Neal E. Minahan

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Dated: July 25, 2011

**CERTIFICATE OF SERVICE**

I hereby certify that this document and all attachments, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on July 25, 2011.

/s/ Neal E. Minahan  
Neal E. Minahan (# 661371)

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